IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Crl.Misc.No.12238-M of 2007

DATE OF DECISION: APRIL 2, 2007

Baljinder Singh

...PETITIONER

VERSUS

State of Punjab

...RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr. J.K.Puri, Advocate,
for the petitioner.
Mr.N.D.S.Mann, Addl.A.G., Punjab.

...

Petitioner Baljinder Singh has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.80 dated 4.2.2003 registered under Sections 366/34 IPC at Police Station Basti Jodhewal, District Ludhiana.

I have heard the counsel for the parties and gone through the contents of the FIR.

In this case, the petitioner was declared proclaimed offender in the year 2004 and the other accused were tried. Later on, the other accused were acquitted by the trial court vide judgment dated 16.3.2005. The petitioner surrendered in the court on 23.5.2006. Thereafter, supplementary challan has been filed and till date charge has not been framed. Counsel for the petitioner contends that the prosecution could not establish the case even against the main accused, who has been acquitted by the trial court, therefore, the petitioner should be released on regular bail. He further contends that the trial is not going to conclude soon. The factual position has not been disputed by the State counsel.

Keeping in view the aforesaid facts, without expressing any opinion on the merits of the case, I deem it appropriate to grant regular bail to the petitioner, and he is accordingly ordered to be released on bail to the satisfaction of the trial Court.

April 2, 2007 (SATISH KUMAR MITTAL)
vkg JUDGE